

**FEDERAL COMMUNICATIONS COMMISSION**  
**445 TWELFTH STREET SW**  
**WASHINGTON DC 20554**

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June 11, 2010

Russell H. Fox, Esq.  
Mintz Levin Cohn Ferris Glovsky and Popeo PC  
701 Pennsylvania Avenue NW  
Washington, DC 20004

Re: WSMN (AM), Nashua, New Hampshire  
Facility Identification Number: 102  
Absolute Broadcasting, LLC  
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed May 11, 2010, on behalf of Absolute Broadcasting, LLC ("Absolute "). Absolute requests further extension of the special temporary authority ("STA") granted on June 12, 2009, to operate Station WSMN from a site other than the licensed site.<sup>1</sup> In support of the request, Absolute states that, after years of negotiations, it has obtained all local and state zoning and planning approvals for a new, permanent site. Absolute states that it has filed an application for construction permit, which remains pending.<sup>2</sup>

Requests for extension of STA will be granted only where the licensee can show that one or more of the following criteria have been met:

- Restoration of licensed facilities is complete and testing is underway;
- Substantial progress has been made during the most recent STA period toward restoration of licensed operation; or
- No progress has been made during the most recent STA period for reasons clearly beyond the licensee's control, and the licensee has taken all possible steps to expeditiously resolve the problem.

Our review indicates that the licensee has made substantial progress toward restoring licensed operation. Thus, extension of STA is warranted.

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<sup>1</sup> WSMN is licensed for operation on 1590 kHz with 5 kilowatts, unlimited hours, employing the same directional antenna pattern daytime and nighttime (DA-1-U).

<sup>2</sup> See BP-20100505AJC.

Accordingly, the request for extension of STA IS HEREBY GRANTED. Station WSMN may continue to operate with the following facilities:

Geographic coordinates:	42° 45' 34" N, 71° 28' 37" W, (NAD 1927)
Frequency	1590 kHz
Hours of operation	Unlimited
Operating power	Not to exceed 0.2 kW
Antenna:	Existing WSNH tower
Antenna efficiency	318.7 mV/m/km/kW <sup>3</sup>

It will be necessary to further reduce power or cease operation if complaints of interference are received. Absolute must use whatever means are necessary to protect workers and the public from exposure to radio frequency radiation in excess of the Commission's exposure guidelines. See 47 CFR § 1.1310.

This authority expires on **December 11, 2010**.

Sincerely,



Charles N. Miller, Engineer  
Audio Division  
Media Bureau

cc: Absolute Broadcasting, LLC

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<sup>3</sup> Millivolts per meter at one kilometer for one kilowatt input power.